IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION No.2672 of 2005

Between:

1 K. Sujatha, W/o. Srinivasa Raju,
R/o. Nindali Village, Balayapalli Mandal, Nellore District.
2 Guntumadugu Saraswathamma, W/o. Jayaraju,
R/o. Nindali Village, Balayapalli Mandal, Nellore District.
3 M. Venkataratnamma, W/o. Nandaiah,
R/o. Nindali Village, Balayapalli Mandal, Nellore District.

..... PETITIONERS

AND

1 The District Collector, Nellore, Nellore District.
2 The Revenue Divisional Officer, Gudur, Nellore District.
3 The Mandal Revenue Officer, Balayapalli Mandal, Nellore District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate writ or direction declaring the action of the respondents in not granting assignment in favour of the petitioners the land covered by S.No. 78P an extent of Ac.1-50, S.No. 78P an extent of Ac.0.64 and S.No. 80P an extent of Ac.1-50 situated at Nandli village, Balayapalli Mandal as illegal and arbitrary and consequently direct the respondents to assign the land covered by S.No. 78P an extent of Ac.1-50,S.No. 78P an extent of 0-64 and S.No. 80P an extent of Ac.1-50 situated at Nindli Village Balayapalli mandal, infavour of petitioners respectively.

Counsel for the Petitioners:MR.P.GANGA RAMI REDDY

Counsel for the Respondent Nos.1 to 3: GP FOR REVENUE

The Court at the stage of admission made the following :

-

-

ORDER:

This writ petition is filed aggrieved by the alleged inaction on the part of the respondents in assigning the land situated in S.Nos.78 P and 80 P of Nindli village, Balayapalli Mandal to the petitioners.

The petitioners state that they have been in possession and enjoyment of different extents of land situated in Sy.Nos. 78 P and 80 P of Nindli village, which is classified as Anadeenam waste. It is claimed that all of them are landless poor and as such eligible for grant of assignment of Government lands under the provisions of the Board Standing Orders. Accordingly, they made several representations requesting the respondents to grant pattas in respect of the land in their occupation, the latest representation being on 07.02.2005. On the basis of the said representation, dated 07.02.2005, the first respondent-District Collector, Nellore has directed the third respondent-Mandal Revenue Officer, Balayapalli Mandal to look into the matter. But so far, no further steps have been taken. Hence, this writ petition.

Having heard learned counsel for petitioners and the learned Government Pleader for Revenue appearing for the respondents, without expressing any opinion with regard to the entitlement of the petitioners for assignment of the land in question, the writ petition is disposed of with a direction to the respondents to consider the representation of the petitioners dated 07.02.2005 and to pass appropriate orders in accordance with law, as expeditiously as possible, preferably within a period of four weeks from the date of receipt of this order. No costs.

_____

16.02.2005

sh

To

1 The District Collector, Nellore, Nellore District.
2 The Revenue Divisional Officer, Gudur, Nellore District.
3 The Mandal Revenue Officer, Balayapalli Mandal, Nellore District.

4 Two C.Cs to the G.P. for Revenue, High Court Buildings, Hyderabad (OUT).

5 2 CD copies